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In re: Application of:

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Examiner:

Art Unit:

For: Method of Combining Shared Buffers of Continuous Digital Media Data with Media Delivery Scheduling

**COPY OF PAPERS
ORIGINALLY FILED**

TRANSMITTAL

Sir:

Please file the following enclosed documents in the subject application:

1. Response to Notice to File Missing Parts of Nonprovisional Application;
2. Response Copy of Notice to File Missing Parts of Nonprovisional Application;
3. Declarations of Frederick S.M. Herz, Jonathan Smith, Paul Labys, and Jason Michael Eisner;
4. Request for Four-Month Extension of Time to Respond;

**CERTIFICATE OF MAILING
UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Box: Missing Parts, Washington, D.C. 20231 on the date below.


Date 12/20/01 Signature Jana E. Watts

5. Our check in the amount of \$785.00 to cover the \$65.00 Surcharge for late filing of the Declarations, and the \$720.00 Extension Fee;
6. Two Assignments and two Assignment Cover Sheets;
7. Our check in the amount of \$80.00 to cover the two Assignment Recordation Fees; and
8. Our return postcard, which we would appreciate your date-stamping and returning to us upon receipt.

No additional fees are deemed to be necessary; however, the undersigned hereby authorizes the Commissioner to charge any additional fees, and credit any overpayments, to Deposit Account No. **50-1060**.

Respectfully submitted,

12/20/01
Date



Melvin A. Hunn, Reg. No. 32,574
Kenneth C. Hill, Reg. No. 29,650
James E. Walton, Reg. No. 47,245
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ATTORNEYS FOR APPLICANT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 0635MH-40913

Application of:

Frederick Herz, et al.

Serial No. 09/842,477

Filed: 25 April 2001

For: Method of Combining Shared
Buffers of Continuous Digital Media
Data with Media Delivery Scheduling

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Examiner:

Art Unit:

COPY OF PAPERS
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**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION**

Box: Missing Parts

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

A Notice to File Missing Parts of Nonprovisional Application was mailed to the undersigned on 25 June 2001. The Notice indicated that the Declaration was not signed by the inventors.

Enclosed is the Response Copy of the Notice, along with Declarations executed by Frederick S.M. Herz, Jonathan Smith, Paul Labys, and Jason Michael Eisner.

**CERTIFICATE OF MAILING
UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Box: Missing Parts, Washington, D.C. 20231 on the date below.

12/20/01
Date

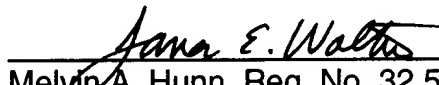
Signature *James E. Walther*

Also enclosed is a Request for Four-Month Extension of Time to Respond, along with a check in the amount of \$785.00 to cover the \$65.00 Surcharge for late filing of the Declarations, and the \$720.00 Extension Fee.

No additional fees are deemed to be necessary; however, the undersigned hereby authorizes the Commissioner to charge any additional fees, and credit any overpayments, to Deposit Account No. **50-1060**.

Respectfully submitted,

12/20/01
Date


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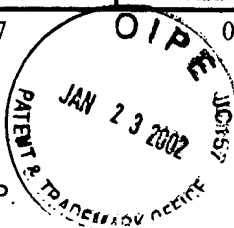


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
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WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/842,477 | 04/25/2001 | Frederick Herz | 0635MH-40913 |

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CONFIRMATION NO. 7916

FORMALITIES LETTER



OC000000006221201

Date Mailed: 06/25/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

COPY OF PAPERS
ORIGINALLY FILED

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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